

Ordinance No. 15-14  
Zoning Text Amend. No. 03-17  
Concerning: Offstreet Parking for  
Bicycles  
Revised: 6/19/03 Draft No. 1  
Introduced: June 24, 2003  
Public Hearing: July 29, 2003  
Adopted: September 23, 2003  
Effective: October 13, 2003

**COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND  
SITTING AS THE DISTRICT COUNCIL FOR THAT PORTION  
OF THE MARYLAND-WASHINGTON REGIONAL DISTRICT  
WITHIN MONTGOMERY COUNTY, MARYLAND**

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By: Councilmember Leventhal

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**AN AMENDMENT** to the Montgomery County Zoning Ordinance to:

- (1) clarify requirements for bicycle parking spaces for which a fee is charged; and
- (2) generally amend the Zoning Ordinance regarding bicycle parking spaces.

By amending the following sections of the Montgomery County Zoning Ordinance,  
Chapter 59 of the Montgomery County Code:

Division 59-E-2  
Section 2.3

“Plans and Design Standards”  
“Standards for bicycle and motorcycle parking”

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| <b>Boldface</b>              | <i>Heading or defined term.</i>                                      |
| <u>Underlining</u>           | <i>Added to existing law by the original text amendment.</i>         |
| [Single boldface brackets]   | <i>Deleted from existing law by the original text amendment.</i>     |
| <u>Double underlining</u>    | <i>Added by amendment.</i>   |
| [[Double boldface brackets]] | <i>Deleted from existing law or the text amendment by amendment.</i> |
| * * *                        | <i>Existing law unaffected by text amendment.</i>                    |

## OPINION

Zoning Text Amendment 03-17 was introduced on June 24, 2003, as a companion to legislation that limits the fee that a landlord or common ownership community could charge a tenant or unit owner for bicycle parking. The County Council passed that legislation, Expedited Bill 20-03, on September 23, 2003. This text amendment clarifies the zoning ordinance requirement for certain properties to incorporate at least a minimum number of bicycle parking spaces offered for free or for a “reasonable” rate. By cross referencing the bicycle parking fee limits enacted in Bill 20-03, this text amendment would clarify what constitutes a “reasonable” fee.

The Montgomery County Planning Board in its report to the Council recommended that Zoning Text Amendment 03-17 be approved as introduced.

The County Council held a public hearing on July 29, 2003, to receive testimony concerning the proposed text amendment.

The Council’s Planning, Housing and Economic Development Committee held a worksession on the amendment and the related legislation on September 11, 2003, and recommended approval of the text amendment and, with amendments, Bill 20-03.

For these reasons and because approving this amendment will assist in the coordinated, comprehensive, adjusted, and systematic development of the Maryland-Washington Regional District located in Montgomery County, Zoning Text Amendment 03-17 will be approved.

## ORDINANCE

*The County Council for Montgomery County, Maryland, sitting as the District Council for that portion of the Maryland-Washington Regional District in Montgomery County, Maryland, approves the following Ordinance:*

**Section 1. Section 59-E-2.3 is amended as follows:**

**59-E-2.3. Standards for bicycle and motorcycle parking.**

- (a) All parking facilities containing more than 50 parking spaces shall provide one bicycle parking space or locker for each 20 automobile parking spaces in the facility. Not more than 20 bicycle parking stalls or lockers shall be required in any one facility.
- (b) Bicycle parking facilities shall be so located as to be safe from motor vehicle traffic and secure from theft. Interior storage and lockers are encouraged. They shall be properly repaired and maintained.
- (c) Any owner or operator of a parking facility which charges a fee for the storage of motor vehicles may charge a reasonable fee for bicycle storage. A fee that that is subject to Section 29-35A must comply with that Section.
- (d) All parking facilities containing more than 50 parking spaces shall provide motorcycle stalls equal to at least 2 percent of the number of auto spaces. Not more than 10 motorcycle stalls shall be required on any one lot.
- (e) The provisions of subsections (a), (b), (c), and (d) pertaining to bicycle and motorcycle parking shall not be applicable for determining eligibility for parking lot district tax exemption.

**Sec. 2. Effective date.** This ordinance takes effect 20 days after the Council adopts the ordinance. An existing parking facility must conform to Section 59-E-2.3 of the County Code, as amended by this ordinance, when the ordinance takes effect.

*This is a correct copy of Council action.*

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Mary A. Edgar, CMC, Clerk of the Council

Date